

Serial No. 10/719,544  
17 September 2004 Reply to  
13 July 2004 Office Action

**Remarks**

Claims 37-44 are pending in the present application, and stand finally rejected under 35 U.S.C. 101, double patenting.

Applicant respectfully requests reconsideration and allowance of the above-identified application in view of the above amendments and following remarks.

**35 U.S.C. 101, double patenting:**

In regard to this rejection, the claims have been amended accordingly and a terminal disclaimer is enclosed.

**Conclusion**

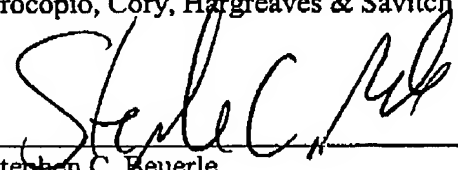
If the Examiner has any questions or comments regarding the above Amendments and Remarks, the Examiner is respectfully urged to contact the undersigned at the number listed below.

Dated: \_\_\_\_\_

9/16/04

By: \_\_\_\_\_

Respectfully submitted,  
Procopio, Cory, Hargreaves & Savitch LLP

  
Stephen C. Beuerle  
Reg. No. 38,380

Procopio, Cory, Hargreaves & Savitch LLP  
530 B Street, Suite 2100  
San Diego, California 92101-4469  
(619) 238-1900